STATE OF ARIZONA FILED

AUG 13 2009

STATE OF ARIZONA

DEPARTMENT OF INSURANCE

DEPT OF INSURANCE BY

In the Matter of

CASTEEL, ROBERT LEE (III),
(Arizona license # 876043)
(National Producer # 2542103)

Docket No. 09A-087-INS

ORDER SUMMARILY SUSPENDING BAIL BOND AGENT LICENSE AND NOTICE OF OPPORTUNITY FOR HEARING

Respondent.

The Arizona Department of Insurance (the "Department") alleges that **Robert Lee Casteel, III** has violated provisions of Arizona Revised Statutes ("A.R.S."), Title 20. In light of the serious nature of these allegations, the Director of Insurance for the State of Arizona ("Director") finds that the public health, safety and welfare imperatively require emergency action, within the meaning of A.R.S. §41-1092.11(B).

FINDINGS OF FACT

- 1. Robert Lee Casteel, III ("Respondent") is licensed as a bail bond agent, Arizona license number 876043, which expires on July 31, 2010.
- 2. Respondent's addresses of record with the Department are: 2115 E. Sapium Way, Phoenix, Arizona 85048 (business); c/o Freedom First Bail Bonds, P.O. Box 93400, Phoenix, Arizona 85070 (mailing); and 168 Draeger Dr., Moraga, CA 94556 (residence).
- 3. On October 31, 2008, the insurer holding Respondent's surety bond notified the Department that Respondent's bail agent bond was to be cancelled thirty days after October 29, 2008 or on November 28, 2008.

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- 4. On December 4, 2008, the Department sent Respondent a letter at Respondent's mailing address of record, return receipt requested, notifying Respondent that of the failure to maintain a surety bond as required by law (the "business address letter"). A duplicate letter was sent to Respondent at Respondent's residence address of record.
- 5. On January 8, 2009, the Post Office returned the business address letter to the Department indicating that the mail was unclaimed.
- 6. As of November 28, 2008, Respondent has not maintained a bond in favor of this State executed by a surety insurer authorized to do business in this State.
 - 7. The public health, safety and welfare imperatively require emergency action.

CONCLUSIONS OF LAW

- 1. The Director has jurisdiction.
- 2. Respondent's conduct constitutes a violation of the requirement that each bail bond agent maintain in force while license a bond in favor of this State executed by a surety insurer authorized to do business in this State, within the meaning of A.R.S. § 20-340.02.
- 3. Grounds exist to order a summary suspension within the meaning of A.R.S. § 41-1092.11(B).

ORDER

IT IS HEREBY ORDERED THAT:

1. Respondent's license is summarily suspended effective immediately.

DATED AND EFFECTIVE this / day of August, 2009.

CHISTINA URIAS

Director of Insurance

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NOTICE OF OPPORTUNITY FOR HEARING

Pursuant to Title 20 of the Arizona Revised Statutes, Respondent is hereby notified that Respondent may request a hearing pursuant to A.R.S. § 20-161 to contest the summary suspension. Such request must be in writing and received at the following address within thirty (30) days from the date hereof:

Arizona Department of Insurance 2910 North 44th Street, Suite 210 Phoenix, Arizona 85018-7269

Upon receipt of a timely written request for hearing, the Director will issue an order setting the time and place of the hearing.

COPY of the foregoing mailed this <u>13th</u> day of <u>August</u>, 2009, to:

Robert Lee Casteel, III
c/o Freedom First Bail Bonds
P.O. Box 93400
Phoenix, Arizona 85070
Respondent

Robert Lee Casteel, III 2115 E. Sapium Way Phoenix, Arizona 85048 Respondent

17 Robert Lee Casteel, III 168 Draeger Dr. 18 Moraga, CA 94556 Respondent

Mary Butterfield, Assistant Director
Mary E. Kosinski, Exec. Asst. – Regulatory Affairs
Steven Fromholtz, Licensing Director
Catherine M. O'Neil, Assistant Director
Arnold Sniegowski, Administrative Investigations
Arizona Department of Insurance

22 | 2910 N. 44th Street, Suite 210 | Phoenix, Arizona 85018

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